IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 5TH NOVEMBER 2007 / 14TH KARTHIKA 1929

WP(C).No. 36451 of 2005(M)

PETITIONER:

SALEENA BEEVI, CHIRAYIL PUTHEN VEEDU,
VENGRA, MYNAGAPPALLY, KOLLAM DISTRICT.

BY ADV. SRI.B.MOHANLAL

RESPONDENTS:

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1. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES, COLLECTORATE, KOLLAM.

2. KARUNAGAPPALLY CO-OPERATRIVE AGRICULTURAL DEVELOPMENT BANK LTD.NO.Q-467, KARUNAGAPPALLY, KOLLAM REPRESENTED BY ITS SECRETARY.

3. THE SPECIAL SALE OFFICER, KARUNAGAPPALLY CO-OPERATIVE AGRICULTURAL DEVELOPMENT BANK LTD., NO.Q-467, KARUNAGAPPALLY, KOLLAM.

BY ADV. SRI.P.G.PARAMESWARA PANICKER (SR.)
SRI.P.GOPAL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC. 36451/2005.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : THE TRUE COPY OF THE RELEVANT PAGES OF THE LOAN ACCOUNT PASS BOOK ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER.

EXT. P2 : THE TRUE COPY OF THE TAX RECEIPT ISSUED IN FAVOUR OF THE PETITIONER.

EXT. P3 : THE TRUE COPY OF THE RECEIPTS EVIDENCING THE PAYMENT OF THE LOAN AMOUNT.

EXT. P4 : TRUE COPYOF THE DEMAND NOTICE DATED 1.10.05 ISSUED BY THE 2ND RESPONDENT UNDER SECITION 19(2)(B) OF THE KERALA STATE CO-OPERATIVE AGRICULTURAL DEVELOPMENT ACT.

EXT. P5 : TRUE COPY OF THE REPRESENTATION DATED 5.11.2005 FILED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.

K.M.JOSEPH, J.

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WP.(C) No.36451 of 2005

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Dated this the 5th day of November, 2007

JUDGMENT

Petitioner availed a loan. It was not repaid. Steps were taken. Petitioner has approached this court in connection with the same.

2. I heard learned counsel for the petitioner and learned counsel for the second respondent. Learned counsel for the petitioner submits that the petitioner may be given two months' time to pay off the entire amount due. I feel that two months time can be given from today.

In such circumstances, the writ petition is disposed of directing that coercive steps will not be enforced for a period of two months from today so as to enable the petitioner to pay off the entire amount due with interest. The second respondent will serve a statement on the petitioner within two weeks from today showing the amounts due from the petitioner with due interest so as to enable the petitioner to clear the liability. Within three days of the receipt of the statement from the respondent Bank, it is open to the petitioner to point out any genuine

mistake in the calculation, so that the first respondent can look into it and make any correction, if it is warranted.

(K.M. JOSEPH, JUDGE)

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